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INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rule 70)

Applicant's or agent's file reference PA1065PCT	FOR FURTHER ACTION	See Notif	ication of Transmittal of International Examination Report (Form PCT/IPEA/416)		
International application No.	International filing date (day		Priority date (day/month/year)		
PCT/US99/24142 14 OCTOBER		, monin, year,	14 OCTOBER 1998		
International Patent Classification (IPC) IPC(7): H04L009/00 and US Cl.: 7	or national classification and	IPC	14 OCTOBER 1990		
Applicant ULTRA INFORMATION SYSTEMS	LLC .				
Examining Authority and is 2. This REPORT consists of a	total ofsheets.	nt according to			
been amended and are the (see Rule 70.16 and Sec	ne basis for this report and/or tion 607 of the Administrati	sheets containing	cription, claims and/or drawings which have ng rectifications made before this Authority. under the PCT).		
These annexes consist of a to					
3. This report contains indication	ns relating to the following	g items:			
I X Basis of the repo	rt				
II Priority		•			
	nt of report with regard to	novelty inven	tive step or industrial applicability		
		noverty, mven	rive step of industrial applicationity		
IV Lack of unity of			·		
V X Reasoned statement citations and explain	nt under Article 35(2) with a unations supporting such stat	egard to novelt ement	y, inventive step or industrial applicability;		
VI Certain documents	cited				
VII Certain defects in t	VII Certain defects in the international application				
VIII Certain observation	ns on the international applic	ation			
VIII Certain observations on the international application					
Date of submission of the demand	Da	ate of completion	n of this report		
10 MAY 2000		20 JULY 2000			
Name and mailing address of the IPEA/	US Au	thorized officer	0 0 00		
Commissioner of Patents and Traden Box PCT	narks	ROBERT REA	James R. Matthews		
Washington, D.C. 20231			USOLIEL		
Facsimile No. (703) 305-3230 Telephone No. (703) 308-6107					

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/US99/24142

I. Ba	isis of the re	eport		
1. With	regard to the	elements of the inten	national application:*	
\mathbf{x}	•	onal application a		•
	the descripti			
X	pages			, as originally filed
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	pages		, filed with the letter	
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x	the claims:			
	pages			, as originally filed
	pages			er with any statement) under Article 19
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X	the drawing	ıs:		
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		NONE	Elad suish sha lassan a	, filed with the demand
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		-	f the international application (under R	tule 48.3(b)). reliminary examination (under Rules 55.2 and
	or 55.3).	or the translation it	ariisied for the purposes of international pr	reminiary examination (under redes 33.2 and
	•	•	or amino acid sequence disclosed in the ed out on the basis of the sequence listing	e international application, the international
			application in printed form.	- o -
			ational application in computer readable	e form
님	•		s Authority in written form.	c roim.
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片	The statemen	nt that the subsequ	ently furnished written sequence listing of	
	international	application as file	d has been furnished.	
	the statement been furnishe		on recorded in computer readable form is in	dentical to the writen sequence listing has
4. X	The amend	ments have resulte	ed in the cancellation of:	
	X the de	escription, pages_	NONE	
	X the cl	aims, Nos.	NONE	
		rawings, sheets/fi	8 NONE	
5. X	This report h	as been drawn as if	(some of) the amendments had not been m	ade, since they have been considered to go
	•	•	as indicated in the Supplemental Box (Rule	
in t	lacement sheets his report as ' 70.17).	s which have been fu "originally filed" ar	rnished to the receiving Office in response to and are not annexed to this report since the	an invitation under Article 14 are referred to y do not contain amendments (Rules 70.16
	· ·	sheet containing su	ich amendments must be referred to under	item I and annexed to this report.

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International application No.

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V.	V. Reasoned statement under Article 35(2) with regard to novelty, inventive step or industria citations and explanations supporting such statement			
l.	statement			
	Novelty (N)	Claims	2-5, 7-10, 12-14	YES
		Claims	1, 6, 11	NO
	Inventive Step (IS)	Claims	NONE	YES
		Claims	1-14	NO
	Industrial Applicability (IA)	Claims	1-14	YES
		Claims	NONE	NO

2. citations and explanations (Rule 70.7)

Claims 1, 6, and 11 lack novelty under PCT Article 33(2) as being anticipated by WOBBER et al. WOBBER teaches a system in which shared key encryption is used to communicate data securely between computers (col. 2, line 67 to col. 3, lines 62; col. 5 lines 21-34; col. 6, lines 40-62).

Claims 1, 6, and 11 lack novelty under PCT Article 33(2) as being anticipated by LENNON et al. LENNON teaches a communication system in which communicated data in encrypted and decrypted using a common operational key (col. 19, lines 44-62; col. 24, lines 23-37).

Claims 1, 6, and 11 lack novelty under PCT Article 33(2) as being anticipated by DIFFIE et al. DIFFIE teaches a communication system in which data privacy is enforced by the use of shared key cryptography (col. 5, line 60 to col. 6, line 39).

Claim 3 lacks an inventive step under PCT Article 33(3) as being obvious over WOBBER et al. It would have been obvious to one of ordinary skill in the art at the time the invention was made that symmetric key encryption and decryption could have been used to advantage in the WOBBER invention, because these methods would have been widely known to those skilled in the data security art to be effective in securing data.

Claims 4 and 5 lack an inventive step under PCT Article 33(3) as being obvious over WOBBER et al. It would have been obvious to one of ordinary skill in the art at the time the invention was made that a "web server engine" could have been used to send and receive all types of data, including encrypted data, between client and server nodes in the WOBBER invention, because web servers were in common use in many network systems.

Claims 2, 7, and 12 lack an inventive step under PCT Article 33(3) as being obvious over WOBBER et al. in view of LINEHAN et al. WOBBER teaches a shared key encryption system used to communicate data between systems. WOBBER does not explicitly teach that data stored on a server system is encrypted with a (Continued on Supplemental Sheet.)

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

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Supplemental Box

(To be used when the space in any of the preceding boxes is not sufficient)

Continuation of: Boxes I - VIII

Sheet 10

I. BASIS OF REPORT:

5. (Some) amendments are considered to go beyond the disclosure as filed: NONE

V. 2. REASONED STATEMENTS - CITATIONS AND EXPLANATIONS (Continued):

private server key. LINEHAN teaches a system in which personal keys are used to encrypt the server data files of different clients in order to provide increased data security (col. 7, lines 39-64). It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of LINEHAN with the teachings of WOBBER because a combined system would have had improved data security.

Claims 8 and 13 lack an inventive step under PCT Article 33(3) as being obvious over the prior art as applied in the immediately preceding paragraph and further in view of ROSS, Jr. The WOBBER/LINEHAN combination does not explicitly teach that data is encrypted with a second user's key before data is sent to a second user. ROSS teaches a cryptographic communications system in which data to be communicated to a client system is encrypted with that client's private key before the data is transmitted (col. 2, line 31 to col.3, line 23). It would have been obvious to one of ordinary skill in the art at the time the invention was made that the teachings of ROSS could have been advantageously combined with the teachings of WOBBER and LINEHAN, thus allowing the WOBBER/LINEHAN system to function with increased security.

Claim 9 lacks an inventive step under PCT Article 33(3) as being obvious over the prior art as applied in the immediately preceding paragraph. The WOBBER/LINEHAN/ROSS combination does not explicitly teach that encrypted data sent to a second user can only be viewed on a computer screen by the second user. It would have been obvious to one of ordinary skill in the art at the time the invention was made that only a user who possessed the second user's private key can view data encrypted by that key.

Claims 10 and 14 lack an inventive step under PCT Article 33(3) as being obvious over WOBBER et al. WOBBER does not explicitly teach that data is processed according to user instructions. It would have been obvious to one of ordinary skill in the art at the time the invention was made that server systems are general purpose computers that could be programmed to perform individual actions based on client requests, and that this would increase the usefulness and flexibility of the server system to clients.

----- NEW CITATIONS -----

US 4,193,131 A (LENNON et al.) 11 MARCH 1980.

US 5,235,642 A (WOBBER et al.) 11 AUGUST 1993

US 5,812,671 A (ROSS, Jr.) 22 SEPTEMBER 1998

US 5,371,794 A (DIFFIE et al.) 06 DECEMBER 1994

US 5,495,533 A (LINEHAN et al.) 27 FEBRUARY 1996

PCT

WORLD INTELLECTUAL PROPERTY ORGANIZATION International Bureau



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60/104,270

14 October 1998 (14.10.98)

us

(71) Applicant (for all designated States except US): ULTRA INFORMATION SYSTEMS LLC [US/US]; Suite 200, 4984 El Camino Real, Los Altos, CA 94022 (US).

(72) Inventor; and

(75) Inventor/Applicant (for US only): SPRAGGS, Lynn [CA/CA]; 8604 Kalavista Drive, Vernon, British Columbia V1B 1K3 (CA).

(74) Agents: TOCZYCKI, Robert et al.; Carr & Ferrell LLP, Suite 200, 2225 East Bayshore Road, Palo Alto, CA 94303 (US).

(81) Designated States: AE, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, CA, CH, CN, CR, CU, CZ, DE, DK, DM, EE, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MD, MG, MK, MN, MW, MX, NO, NZ, PL, PT, RO, RU, SD, SE, SG, SI, SK, SL, TJ, TM, TR, TT, TZ, UA, UG, US, UZ, VN, YU, ZA, ZW, ARIPO patent (GH, GM, KE, LS, MW, SD, SL, SZ, TZ, UG, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, CH, CY, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GW, ML, MR, NE, SN, TD, TG).

Published

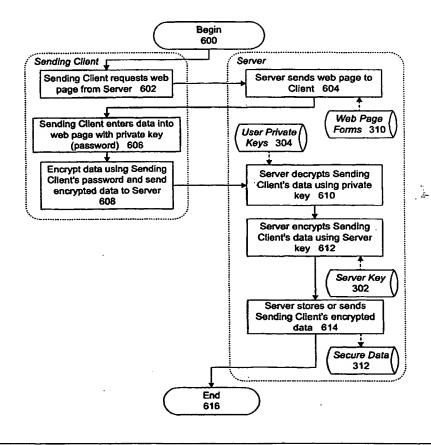
With international search report.

Before the expiration of the time limit for amending the claims and to be republished in the event of the receipt of amendments.

(54) Title: SYSTEM AND METHOD OF SENDING AND RECEIVING SECURE DATA WITH A SHARED KEY

(57) Abstract

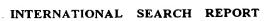
A server computer (100) sends and receives secure data provided by authorized users (102, 104). The data is secured by encrypting (608) and decrypting (610) the data with a key that is shared between the users and the server computer. As the server computer receives a user's encrypted data, the server computer decrypts the data using the user's shared key (304) stored in a database on the server. The server computer can then process the data according to the user's instructions, this could include securely storing the data for retrieval by another user (614), processing the data, and/or securely sending the data to a second user by encrypting the data with the user's shared key (708).



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International application No. PCT/US99/24142

A. CLASSIFICATION OF SUBJECT MATTER IPC(6) : H04L009/00						
US CL: 713/201 According to International Patent Classification (IPC) or to both national classification and IPC						
	DS SEARCHED	actional oldosinourion and 11				
Minimum d	ocumentation searched (classification system followed	by classification symbols)				
U.S. :	713/201; 705/35; 705/65; 380/258; 380/286					
Documentat	ion searched other than minimum documentation to the	extent that such documents are included	in the fields searched			
	lata base consulted during the international search (nat	me of data base and, where practicable	e, search terms used)			
C. DOC	UMENTS CONSIDERED TO BE RELEVANT					
Category*	Citation of document, with indication, where app	propriate, of the relevant passages	Relevant to claim No.			
Y	US 4,193,131A (LENNON et al.) 11 M col. 24, line 20.	arch 1980, col 19, line 44 to	1-14			
Y	US 5,148,479A (BIRD et al.) 15 Septe 58.	1-14				
Y	US 5,649,118A (CARLISLE et al.) 15 64	1-14				
Y	US 5,544,246A (MANDELBAUM et lines 34-67.	al.) 6 August 1996, col 6,	1-14			
Y	US 5,724,424A (GIFFORD) 3 March	1998, col. 10, lines 43-53.	1-14			
Further documents are listed in the continuation of Box C. See patent family annex.						
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to be of particular relevance "E" document of particular relevance; the claimed amention cannot be considered novel or cannot be considered novel or cannot be considered to me to an inventive step when the document is taken alone.						
"L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified) "Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is						
document referring to an oral disclosure, use, exhibition or other combined with one or more other such documents, such combination being obvious to a person skilled in the art						
P document published prior to the international filing date but later than *&* document member of the same patent family the priority date claimed						
Date of the actual completion of the international search 26 JANUARY 2000 Date of mailing of the international search report 16 FEB 2000						
Name and mailing address of the ISA/US Commissioner of Patents and Trademarks Box PCT ROBERT G. CROCKETT						
_	Washington, D.C. 20231 Facsimile No. (703) 305-3230 Telephone No. (703) 308-6107					

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DETAILED ACTION

Page 2

9-20-04

13.0.17

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Lynn Spraggs on September 17, 2004.

The application has been amended as follows:

IN THE CLAIMS:

(New) A system for using a shared key to transmit secure data between a client and a server, the system comprising:

an encrypt/decrypt engine for using the shared key to encrypt or decrypt data, the encrypt/decrypt engine being configured for delivery via a web page to a client in response to a user request and further configured to encrypt data independently of an identity of the physical client;

wherein the server includes a user private keys database configured to store the shared key, [[.]] And, and wherein, it is possible for the client and the server to reside on the same physical computing device, [[.]] And when and where the shared key is

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derived from the user's authentication data, and the derived shared key is used for encrypting all data.

216. (Previously) The system of claim 15 wherein the shared key is a user's private key entered by a user into the web page.

17. (Previously) The system of claim 15 further comprising a secure data database configured to store data received from the client and, upon the completion of a processing step, to deliver the stored data in an encrypted format to the client or to another client.

4/8. (Previously) The system of claim 1/5 further comprising a secure data database configured to store data received from the client and, upon receipt of a request for the data, to deliver the stored data in an encrypted format to the client or to another client.

5 1/9. (New) The system of claim 1/5 wherein the shared key is transmitted between the server and the client as few as zero times and the shared key is transmitted between the server and the user as few as one time, [[.]] The, the key is not sent for

authentication purposes, rather, the effect of the key in the encryption process is sent,

[[.]] Consequently, consequently, the shared key does not need to be retransmitted

once it has been established.

o (Previously) The system of claim 1/5 wherein the shared key is a user's private key entered by a user.

1 2/1. (Previously) The system of claim 1/5 wherein the client encrypt/decrypt engine is installed on the client.

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2. (New) A system for using a shared key in transmitting secure data between a client and a server, the system comprising:

an encrypt/decrypt engine for using, the shared key, in encrypting data, the encrypt/decrypt engine being configured to encrypt data independently of an identity of the client;

and a user private keys database located on the server and configured to store the shared key, the shared key being the private key of a user, [[.]] And when and where the shared key is derived from the user's authentication data, and the derived shared key is used for encrypting all data.

9 23. (New) The system of claim 2/2 wherein the server is configured to decrypt encrypted data received from the client using the shared key and to use a private server key, known only by the server, to re-encrypt the decrypted data.

(New) The system of claim 2/3 further comprising a secure data database configured to store the encrypted data received from the client and re-encrypted by the server and to deliver the stored data to the client or to another client; the delivered data, after the completion of a processing step, being encrypted with the shared user key or with another shared user key. [[.]] And when and where the shared key is derived from the user's authentication data, and the derived shared key is used for encrypting all data.

(New) The system of claim 23 further comprising a secure data database configured to store the encrypted data received from the client and re-encrypted by the server and to deliver the stored data to the client or to another client; the delivered data being, upon receipt of a request for the data, encrypted with the shared <u>user</u> key or with another

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shared <u>user</u> key, <u>where the shared key is derived from the user's authentication data,</u> and the derived shared key is used for encrypting all data.

26. (Previously) The system of claim 26 wherein the request is from the user.

(Previously) The system of claim 2/5 wherein the request is from an other user.

(New) A system for using a shared key in transmitting secure data between a client and a server, the system comprising:

an encrypt/decrypt engine for using the shared key entered by a user to encrypt data entered by the user, the encrypt/decrypt engine being configured such that all data entered by the user and stored on the client is stored in encrypted form, and further configured to encrypt data independently of an identity of the physical client; the shared key entry being the responsibility of the user and not the client; the server including a user private keys database configured to store the shared key, the shared key being a private key of a user; and not a physical client <a href="https://encrypting.and.com/analysical.com/analysi

15 29. (Previously) The system of claim 28, wherein the encrypt/decrypt engine uses a symmetric key encryption/decryption algorithm for encrypting and decrypting data.

1φ 30. (Previously) The system of claim 28, further including a web server engine configured for the user to securely send or receive data from the client to the server.

(New) A method for using a shared key in receiving secure data on a server, comprising the steps of:



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delivering from a server to a client a web page including an encrypt/decrypt engine; encrypting data on the client using the encrypt/decrypt engine and a shared key entered by a user of the client, the shared key being shared between the user aid the server;

delivering the encrypted data from the client to the server; when where the shared key is derived from the user's authentication data and the derived shared key is used for encrypting all data; receiving the encrypted data at the server; decrypting the encrypted data at the server using the shared

key; and processing the decrypted data, when where the shared key is derived from the user's authentication data and the derived shared key is used for encrypting all data.

32. (Previously) The method of claim 31, wherein the step of processing the decrypted data includes the steps of: encrypting the decrypted data with a private server key; and storing the encrypted data in a database.

1933. (Previously) The method of claim 31, wherein the step of processing the decrypted data includes the steps of: re-encrypting the data with an other user's private key shared between the other user and the server; and sending the re-encrypted data to the other user.

34. (Previously) The method of claim 31, wherein the step of processing the decrypted data includes the steps of: decrypting the encrypted data with the private server key; re-encrypting the data with a second user's key shared between the second user and the server; and sending the re-encrypted data to the second user.



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35. (Previously) The method of claim 31, wherein the step of processing the decrypted data includes the steps of: processing the data according to an instruction of the user; re-encrypting the processed data using the user's shared key; and sending the re-encrypted processed data to the user.

36. (Previously) The method of claim 31, wherein the step of, processing the decrypted data includes storing the decrypted data in a secure database.

(New) A computer-readable medium comprising program instructions for causing a computer system to use a shared key in receiving secure data at a server, by the steps of:

delivering a web page from the server to a client, the web page including an encrypt/decrypt engine and being configured to use the encrypt/decrypt engine and a shared key entered by a user of the client to encrypt data on the client; the shared key being shared between the user and the server; receiving the encrypted data at then server; decrypting the encrypted data using the shared key; and processing the decrypted data and when where the shared key is derived from the user's authentication data and the derived shared key is used for encrypting all data.

(New) A computer-readable medium comprising program instructions for causing a computer system to receive secure data on a server using a shared key, by the steps of: delivering an encrypt/ decrypt engine from the server to a client, the encrypt/decrypt engine being configured to use a shared key entered by a user of the client to encrypt data on the client, the shared key being shared between the user and the server and the encryption being independent of an identity of the physical client; receiving the

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encrypted data at the server; decrypting the encrypted data using the shared key; and processing the decrypted data, when where the shared key is derived from the user's authentication data and the derived shared key is used for encrypting all data.

) 39. (Previously) The computer readable medium of claim 38, further comprising program instructions for causing the processed decrypted data to be re-encrypted using a private server key.

40. (Previously) The computer-readable medium of claim 39, further comprising program instructions for causing the processed decrypted data to be stored in a secure database.

41. (Previously) The computer-readable medium of claim 38, wherein processing the decrypted data includes the steps of: re-encrypting the data with the private server key; storing the re-encrypted data; decrypting the stored data with the private server key; encrypting the data with a second user's key shaved between the second user and the server; and sending the encrypted data to the second user.

42. (Previously) The computer-readable medium of claim 38 wherein processing the decrypted data includes the steps of: processing the data according to an instruction of the user; encrypting the processed data using a shared key; and sending the encrypted processed data to the user or to another user.

(New) A method of using a shared key in transmitting secure data between a client and a server using a shared key, comprising the steps of: encrypting data using the shared key with an encrypt/decrypt engine configured to encrypt data independently of an identity of the client, the shared key being entered by a user of the client; delivering

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the encrypted data from the client to the server; receiving the encrypted data at the server; decrypting the encrypted data, at the server using the shared key, the shared key being stored in a user private keys database; and processing the decrypted data, when where the shared key is derived from the user's authentication data and the derived shared key is used for encrypting all data.

44. (Previously) The method of claim 43, wherein processing the decrypted data includes the steps of: encrypting the decrypted data with a private server key; and storing the encrypted data, in a database.

46. (Previously) The method of claim 48, wherein the step of processing the decrypted data includes the steps of: encrypting the data with an other user's private key shared between the other user and the server; and sending the encrypted data to the other user.

46. (Previously) The method of claim 43, wherein the step of processing the decrypted data includes the steps of: decrypting the re-encrypted data with the private server key; encrypting the data with a second user's key shared between the second user and the server; and sending the encrypted data to the second user.

47. (Previously) The method of claim 43, wherein the step of processing the decrypted data includes the steps of: processing the data according to an instruction of the user; re-encrypting the processed data using the user's shared key; and sending the re-encrypted processed data to the user.

Allowable Subject Matter

100

Art Unit: 2137

The following is an examiner's statement of reasons for allowance: The present invention is directed to a system for secure transfer of data between a client and a server. Each independent claim identifies the uniquely distinct feature "of an encrypt/decrypt engine using a key shared between the client and server where the shared key is derived from the user's authentication data and the derived shared key is used for encrypting all data" The prior art, Laursen et al (US 6,065,120) discloses a conventional security system between a client and server, either singularly or in combination, fails to anticipate or render the claimed limitation obvious.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Matthew B Smithers whose telephone number is (703) 308-9293. The examiner can normally be reached on Monday-Friday (9:00-5:30) EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Andrew T Caldwell can be reached on (703) 306-3036. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Matthew B Smithers
Primary Examiner
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